

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

INDICTMENT FOR VIOLATIONS
OF THE FEDERAL GUN CONTROL ACT

FELONY

UNITED STATES OF AMERICA	*	CRIMINAL DOCKET NO.
v.	*	SECTION:
CODY CALLENDER	*	VIOLATIONS: 18 U.S.C. § 922(g)(9)
	*	18 U.S.C. § 924(a)(2)
	*	26 U.S.C. § 5861(d)
	*	26 U.S.C. § 5871
	*	
	*	
	*	

The Grand Jury charges that:

COUNT 1

On or about February 9, 2009, in the Eastern District of Louisiana, the defendant, **CODY CALLENDER**, having been previously convicted of a misdemeanor crime of domestic violence, to wit: a conviction on February 6, 2006 in the 22nd Judicial District, Parish of St. Tammany, State of Louisiana, Docket number 401-468, "H," for Domestic Abuse Battery, in violation of LA-R.S. 14:35.3, did knowingly possess in and affecting commerce, a firearm, to wit: a

Mossberg Model 500AT, 12 gauge shotgun with a barrel length of 16 3/4 inches and an overall length of 28 inches, serial number G271758; all in violation of Title 18, United States Code, Sections 922(g)(9) and 924(a)(2).

COUNT 2

On or about February 9, 2009, in the Eastern District of Louisiana, the defendant, **CODY CALLENDER**, knowingly received and possessed a firearm, a Mossberg Model 500AT, 12 gauge shotgun with a barrel length of 16 3/4 inches and an overall length of 28 inches, serial number G271758, not registered to him in the National Firearms Registration and Transfer Record, in violation of Title 26, United States Code, Sections 5841, 5861(d), and 5871.

NOTICE OF GUN FORFEITURE

1. The allegations contained in Counts 1 and 2 of this Indictment are hereby realleged and incorporated by reference for the purpose of alleging forfeiture pursuant to Title 26, United States Code, Section 5872 and Title 28, United States Code, Section 2461(c), and Title 18 United States Code 924(d).

2. As a result of the offense alleged in Count 1, defendant, **CODY CALLENDER**, shall forfeit to the United States pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28 United States Code, Section 2461, any firearm or ammunition, which was involved in or used in a knowing violation of Title 18, United States Code, Section 922(g)(9).

3. As a result of the offense alleged in Count 2, defendant, **CODY CALLENDER**, shall forfeit to the United States pursuant to Title 26, United States Code, Section 5872 and Title 28, United States Code, Section 2461(c), any firearms involved in the commission of the offense,

including, but not limited to:

a Mossberg, Model 500AT, 12 gauge shotgun with a barrel length of 16 3/4 inches and an overall length of 28 inches, serial number: G271758.

4. If any of the property described above, as a result of any act or omission of the defendant:


- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty,

the United States of America shall be entitled to forfeiture of substitute property pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section 2461(c)).


All pursuant to 26 U.S.C. § 5872 and 28 U.S.C. § 2461(c).

A TRUE BILL:

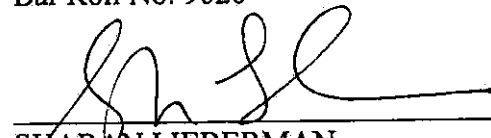
FOREPERSON



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New Orleans, Louisiana
June 18, 2009